

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2003-295-W - ORDER NO. 2004-171
APRIL 1, 2004

IN RE: Application of Georgia Water & Well Services, Inc. for Approval of an Increase in its Water Rates and Charges) ORDER PROVIDING
FOR EXTENSION TO
ISSUE ORDER

✓ RNS

This matter comes before the Public Service Commission of South Carolina ("Commission") to provide for a five (5) day extension to issue the Final Order in this case. Specifically, due to circumstances beyond its control, the Commission cannot issue the Final Order in this case by the April 2, 2004 deadline under the current filing schedule as required under S.C. Code Ann. Section 58-5-240(C) (Supp. 2003).

By vote of the Commission on April 1, 2004, the Commission hereby Orders in accordance with S.C. Code Ann. Section 58-5-240(D) that the due date for the issuance of a Final Order in this matter is extended for a period of five (5) days to April 7, 2004.

In support of this action, the Commission makes the following findings:

FINDINGS OF FACT

1. The Final Order in this case, under the current scheduling Order and in accordance with S.C. Code Ann. Section 58-5-240(C), is due on April 2, 2004.
2. The hearing in this matter occurred on February 19, 2004, but a final vote of the Commission on the application did not occur until Tuesday, March 23, 2004.

3. The Executive Assistant to the Commission, and the Commission's Legal Advisor in this case, was ill and unable to work on the written Final Order in this matter on March 29, 30, and 31.

4. We find that based upon the above stated facts, which were beyond the control of the Commission or its Advisory Staff, that the due date for the issuance of a Final Order in this case must be extended for a period of five (5) days in order to ensure that the Commission issue a full and adequate Final Order in this case.

Based upon the above Findings of Fact, the Commission concludes as follows:

CONCLUSIONS

1. We conclude under the authority of S.C. Code Ann. Section 58-5-240(D) that this Commission may, by order, extend the six month period prescribed by S.C. Code Ann. Section 58-5-240(C) for a period of five (5) days when the Commission determines that it cannot "due to circumstances reasonably beyond its control" issue such an order within the six month period.

2. We conclude, based on the aforesated findings of fact, that such an extension of time is warranted in the present case.

3. We conclude that it is appropriate to extend the due date for the issuance of the Final Order in the present case from April 2, 2004, to April 7, 2004.

IT IS THEREFORE ORDERED THAT:

1. The period prescribed by the Scheduling Order in this matter and S.C. Code Ann. Section 58-5-240(C), under which a Final Order in this case was due not later

than April 2, 2004, is extended for a period of five (5) days under the authority of S.C. Code Ann. Section 58-5-240(D).

2. A Final Order in this matter shall be issued by the Commission by no later than the close of business on April 7, 2004.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Mignon L. Clyburn, Chairman

ATTEST:



Bruce F. Duke, Executive Director

(SEAL)